

REMARKS

I. STATUS OF CLAIMS

At the time the Notice of Appeal was filed claims 19-21, 29-33, and 51-72 were pending. Claims 51-55 are canceled herein. Thus, claims 19-21, 29-33, and 56-72 are pending.

II. CLAIMS 19-21, 29-33, AND 56-72 ARE IN CONDITION FOR ALLOWANCE

In lieu of filing an Appeal Brief, Applicants submit the present amendment providing claims that are in condition for allowance. Examiner Li indicated in a courtesy telephone call to Applicants representative that the Panel has indicated that the issue of sufficiency of written description for SEQ ID NO:2 in claims 51-55 remains the only issue for Appeal. Applicants have canceled claims 51-55 herein without prejudice. Applicants reserve the right to pursue the subject matter of claims 51-55 in a continuing application. Applicants respectfully request the entry of this amendment because the amendment puts the case in condition for allowance and forgoes the need for further Appeal.

CONCLUSION

The present case is in condition for allowance, and such favorable action is respectfully requested. The Examiner is invited to contact the undersigned Agent at (512) 536-3167 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



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Date: February 12, 2007